



DEPARTMENT OF THE ARMY  
US ARMY MEDICAL RESEARCH AND MATERIEL COMMAND  
AND FORT DETRICK  
504 SCOTT STREET  
FORT DETRICK, MD 21702-5012

REPLY TO  
ATTENTION OF:

MCMR-JA

18 April 2002

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Command Policy #2002-17 Officer Misconduct

1. References.

- a. AR 623-105, Officer Evaluation Reporting System
- b. AR 27-10, Military Justice

2. Purpose. This memorandum establishes the U.S. Army Medical Research and Materiel Command and Fort Detrick (USAMRMC&FD) policy for the proper administration of cases of officer misconduct.

3. Applicability and Scope. This policy is applicable to all officers assigned or attached to USAMRMC&FD. This policy shall remain in effect until superseded by me or a successor in command.

4. Policy.

a. As General Court-Martial Convening Authority for USAMRMC&FD, I withhold from subordinate commanders the authority to take disciplinary action against any officer for misconduct incidents. This reservation of authority includes courts-martial, nonjudicial punishment under Article 15 of the Uniform Code of Military Justice (UCMJ), reprimands, adverse counseling, and other adverse administrative actions for misconduct. It also includes the decision to take no disciplinary action at all. This reservation of authority does not apply to commanders or supervisors responding to an officer's poor duty performance.

b. Commanders will promptly report all allegations of officer misconduct to me directly, or through the Staff Judge Advocate. Reports may be verbal. At the appropriate time, commanders will make recommendations for the disposition of officer misconduct cases, which may include recommendations for disposition by subordinate commanders.

c. Submit requests for me to administer nonjudicial punishment or take other disciplinary action against officers through the chain of command to the Military Justice Division of the Office of the Staff Judge Advocate. These requests must include all evidence supporting and explaining the allegations, the commander's evaluation of the officer, and the soldier's Officer Record Brief (ORB).

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SUBJECT: Command Policy #206? \_\_, Officer Misconduct

- d. Disciplinary action taken in violation of this policy is invalid and I will set it aside.
  - e. All officers suspected of misconduct are eligible to seek the assistance of a Trial Defense Attorney. Commanders of such officers who seek trial defense assistance may coordinate that assistance through the Office of the Staff Judge Advocate at 3-2221 or by calling or referring the officer to the US Trial Defense Service directly at (301)677-9337.
5. Supersession: This memorandum supersedes the previous command policy, subject as above.
6. Proponancy: The Staff Judge Advocate is the proponent for this command policy. Direct any questions to the Office of the Staff Judge Advocate at (301) 619-2221.



LESTER MARTINEZ-LOPEZ  
Major General, MC  
Commanding

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and Personal Staff Offices